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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
EDGAR RENE HUIZAR,)
)
Defendant.)

No. CR 07-0157 MHP

~~PROPOSED~~ ORDER AND
STIPULATION EXCLUDING TIME
FROM MAY 7, 2007 TO JUNE 11, 2007
FROM THE SPEEDY TRIAL ACT
CALCULATION (18 U.S.C.
§ 3161(h)(8)(A) & (B)(iv))

On May 7, 2007, the parties appeared before Your Honor. With the agreement of the parties, and with the consent of the defendant, the Court enters this order (1) scheduling a change of plea and sentencing date on June 11, 2007, before your Honor; and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A) & (B)(iv), from May 7, 2007 to June 11, 2007. The parties agreed, and the Court found and held, as follows:

1. The parties agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny both government and defense counsel

STIPULATION AND [PROPOSED] ORDER
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1 reasonable time necessary for effective case preparation because the parties are still engaged in
2 discovery, case discussions, and plea negotiations. The parties are also awaiting preparation of a
3 report of the defendant's criminal history. The exclusion was also granted to allow continuity of
4 counsel, since AUSA Frick was out of town and unavailable from April 23 to May 3, 2007.

5 2. Given these circumstances, the Court found that the ends of justice served by
6 excluding the period from May 7, 2007 to June 11, 2007 outweighed the best interest of the
7 public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

8 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
9 from May 7, 2007 to June 5, 2007 be excluded from Speedy Trial Act calculations under 18
10 U.S.C. § 3161(h)(8)(A) & (B)(iv).

11 4. The Court scheduled a change of plea and sentencing hearing on June 11, 2007, at 10
12 a.m.

13 IT IS SO STIPULATED.

14 DATED: May 15, 2007

15 /S/
ERIKA R. FRICK
Assistant United States Attorney

16
17 DATED: May 11, 2007

18 /S/
RON TYLER
Attorney for Edgar Rene Huizar

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20 IT IS SO ORDERED.

21 DATED: May 16, 2007

